

DISTRICT JUDGE'S MINUTES
IN THE UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA – TUCSON

U.S. District Judge: John C. Hinderaker

Date: July 9, 2024

USA v. Michael Leroy Witt

Case Number: CR-23-00389-TUC-JCH (EJM)

Assistant U.S. Attorneys: Jennifer Berman & Ryan Dejoie

Attorneys for Defendant: Angeles Ellis, AFPD & Peter Matiatos, AFPD

Deputy Clerk: Armida Butler

Court Reporter: Linda Parks

Defendant: ☒ Present ☐ Not Present ☐ Released ☒ Custody ☐ Summons ☐ Writ

JURY TRIAL (Day 2):

Court in session at 9:26 a.m.

Discussion held regarding defense exhibits 78 and 79.

Jury enters the courtroom at 9:34 a.m.

Testimony of agent Thomas Gonzales resumes. Government's exhibit 31 is admitted over defense objection. Government's exhibit 10 is admitted. Government's exhibits 14-16, 19-25 and 26-28 are admitted over defense objection.

10:05 a.m. - Cross examination of witness by Ms. Ellis.

Recess taken at 10:51 a.m.

Court in session at 11:06 a.m.

Cross examination of witness resumes. Defense exhibit 64 is admitted.

Jury is excused for lunch at 11:27 a.m.

Lunch recess at 11:30 a.m.

Court in session at 1:02 p.m.

For reasons stated on the record, the Court precludes defense exhibit 77 under Rule 401 and 403.

Jury enters the courtroom at 1:10 p.m.

Cross examination of witness resumes.

1:13 p.m. – Redirect of witness by Ms. Berman.

1:23 p.m. - Jury questions addressed.

Government's exhibit 34(video) is admitted for demonstrative purposes and played in open court.

Recess taken at 2:37 p.m.

Court in session at 2:58 p.m.

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Trial time schedule discussed.

Jury enters the courtroom at 3:05 p.m.

Government's exhibit 34(video) continues to be played in open court.

3:42 p.m. - Government's exhibit 33 is admitted.

3:44 p.m. - Government's witness civilian Myge Corbell is sworn and examined by Ms. Berman.

3:53 p.m. - Cross examination of witness by Ms. Ellis.

4:01 p.m. - Redirect of witness by Ms. Berman.

4:02 p.m. – Jury questions addressed.

4:10 p.m. – Governments rests.

4:11 p.m. – Jury is excused for the day. Legal matters are discussed.

Proceedings recess for the day at 4:37 p.m. Trial continues to 7/10/2024 at 9:30 a.m. before John C. Hinderaker.

Jury Trial: 5 Hours 3 Minutes

Start: 9:26 a.m.

Stop: 4:37 p.m.